IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5201 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL Sd/-

- 1. Whether Reporters of Local Papers may be allowed : NO to see the judgements?
- 2. To be referred to the Reporter or not? : NO
- 3. Whether Their Lordships wish to see the fair copy : NO of the judgement?
- 4. Whether this case involves a substantial question : NO of law as to the interpretation of the Constitution of India, 1950 of any Order mJJJJJ

5. Whether it is to be circulated to the Civil Judge? : NO $$\operatorname{Nos.}\ 1$$ to 5 No

GUJARAT STATE ROAD TRANSPOR CORPORATION

Versus

RAJENDRA MALABHAI JADAV

Appearance:

MRS VASAVDATTA BHATT for Petitioner MR RD RAVAL for Respondent No. 1

CORAM: MR.JUSTICE M.C.PATEL Date of decision: 09/12/1999

ORAL JUDGEMENT

Heard learned Advocates for the parties. Having heard the submissions of the learned Adevocates for the parties I am of the opinion that the impugned award deserves to be set aside and remanded back to the Labour Court for readjudication on merits. The learned

Advocates for the parties submit that they do not press for reasons. Accordingly the impugned order is set aside and remanded back to the Labour Court for readjudication on merits. It will be open for the parties to lead evidence in detail and it will be open to the workman to challenge the legality and validity of the inquiry and

lead evidence in detail. The Labour Court shall make every endeavour to dispose of the matter as expeditiously as possible. Rule made absolute accordingly. No order as to cost.

m.m.bhatt